



Oregon

John A. Kitzhaber, M.D., Governor

Department of Environmental Quality

Northwest Region
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October 10, 2001

Mr. John Childs, PE
Marine Operations
Port of Portland
7201 N Marine Drive
Portland, OR. 97203

RE: Your request to deposit Berth 602 dredged materials at the T5 Wetland Mitigation Site

Dear Mr. Childs:

This is in response to your request to deposit the Terminal T6 de-watered material currently located at the Dredge Material Rehandle Facility at Bert 602 to a different location than was originally approved for this material. Our September 4, 2001 letter to you stated that the Department of Environmental Quality (DEQ) found the de-watered material to be equivalent to "soil, rock, concrete or other similar non-decomposable material." This means that the material currently located at your facility will not be regulated as solid waste under OAR 340-093-0050(1) and you may therefore deposit it as requested in your September 28, 2001 email message to Ed Druback.

As noted in OAR 340-093-0050(3), placement of these dredged materials, though exempted from the DEQ's solid waste permit requirements, may require other permits from the Oregon Division of State Lands. Please also note that this determination is relevant only to the material described above. Any future requests for depositing other de-watered material must go through DEQ's solid waste permit exemption process to determine if it is suitable for deposition. Our desire is to help make the working relationship between DEQ and the Port as clear and efficient as possible. Please do not hesitate to contact me (503) 229-5072 or Monty Morshed (503) 229-5585 if you have any questions.

Sincerely,

(Signature)
(Monty Morshed)
for / Sally Puert
NWR Solid Waste Manager

Cc: Month Morshed
Neil Mullane

